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10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**

12 FRED HULAC, KATHY FINGARSON )  
13 RAUL ARMENDARIZ, GLENDORA )  
14 SPINKS, WILLIAM STEWART )  
and all those similarly )  
situated )

CASE NO. 08-01557 JSW

15 vs.  
16  
17

PLAINTIFFS UNOPPOSED REPLY TO  
DEFENDANT'S NOTICE OF PENDENCY  
OF OTHER ACTION OR PROCEEDING  
PROCEEDING

18 FEDERAL EXPRESS  
CORPORATION  
19  
20

Defendant.

21 **PLAINTIFFS UNOPPOSED REPLY TO DEFENDANT'S NOTICE OF PENDENCY OF**  
22 **OTHER ACTION OR PROCEEDING**

23 Plaintiffs file this unopposed reply to Defendant's Notice  
24 of Pendency of Another Action or Proceeding, in conjunction with  
25 our memorandum in opposition to Defendant's Motion to transfer  
26 venue.  
27  
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1       **PLAINTIFFS REPLY TO DEFENDANT'S NOTICE OF PENDENCY OF OTHER**  
2                                   **ACTION OR PROCEEDING**

3       Not one of the Plaintiffs in this suit is a party in  
4       *Clausnitzer, et al v. FedEx*. 05-cv-1269 (ANx) C.D.Cal. L.R. 3-13.  
5       This case does not involve "all or a material part of the same  
6       subject matter" and does not involve "all or substantially all of  
7       the same parties as another action which is pending in any other  
8       federal or state court." L.R. 3-13(a). Therefore, Plaintiffs in  
9       this suit do not have a related matter pending in *Clausnitzer, et*  
10      *al v. FedEx*, 05-cv-1269 before the Central District or in any  
11      other Court.

12       For a more detailed response see Plaintiffs' Memorandum in  
13      Opposition to Defendant's motion to transfer this suit to the  
14      Central District of California.

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16      DATED: June 11, 2008

ROSE & ROSE, P.C.

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19                                   By: /s/ David L. Rose  
20                                   David L. Rose  
21                                   Joshua N. Rose  
22                                   Earlene W. Rosenberg  
23                                   Attorneys for PLAINTIFFS  
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**Certificate of Service**

I Earlene W. Rosenberg, hereby certify that Plaintiffs' Reply to Defendant's Notice of Pendency of Other Action or Proceeding was served electronically on June 11, 2008.

/s/Earlene W. Rosenberg

Earlene W. Rosenberg